

**BEFORE THE JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION**

In Re Thomas Trains Paint Litigation

MDL-\_\_\_\_\_

**REASONS WHY  
ORAL ARGUMENT SHOULD BE HEARD**

Plaintiffs<sup>1</sup> respectfully request oral argument of their joint motion before the Judicial Panel on Multidistrict Litigation for an Order, under 28 U.S.C. §1407 for the following reasons. This litigation presently consists of fourteen actions, pending in five districts as follows: nine actions in the Northern District of Illinois; and one action each in the Southern District of Indiana, Eastern District of New York, District of New Jersey, Eastern District of Arkansas and Central District of California. Moving parties believe the decisional process on this motion would be significantly aided by oral argument in order to determine the transferee district that will best serve this significant class action litigation affecting consumers and the health of their children throughout the United States.

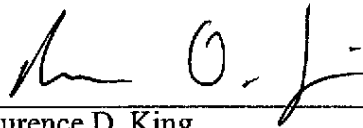
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<sup>1</sup> Chad J. Sweeney, Gregg Theobald, Shay Theobald, Robert Miller, Rachel Miller, Channing Hesse, Kimm Walton, John O'Leary, Christine Waller, Paul Djurisc, Rebekah Lockhart, Theresa Reddell, Christa Marie Stratton, James Weldon Stratton, Christopher Brady, Tom Brady, Austin Rohde, Nicholas Rohde, Robyne Rohde, Caryn Hudspeth, Patrick Hudspeth, Claudine M. Kreiner, Ryan R. Kreiner, Cherise Wilson, Aive Rei-Ghafoor, Tonya Tubbs, Thomas Toms, Tracy Hofmann, Sheree Argiris, Cheng Yin, and C. Kelly.

DATED: August 24, 2007

Respectfully submitted,

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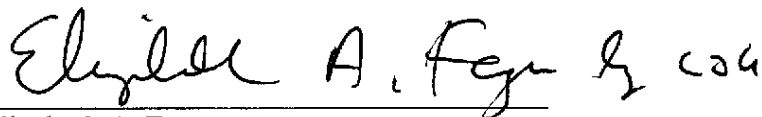
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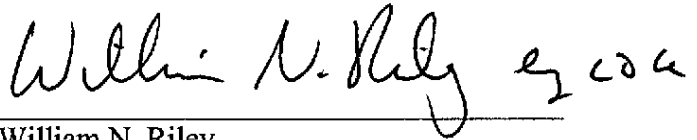
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A handwritten signature in black ink, appearing to read "William N. Riley", followed by a stylized flourish or initials.

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